IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1422 OF 2006

IN

SUIT NO.3210 OF 1985

Lucas H. Guje ...Plaintiff

vs.

Nalini P. Gujar & others. ...Defendants

Mr.S.G.Walam i/b. M/s.Gordhandas & Fozdar, for Plaintiff in support of the chamber summons..

None for Defendants.

CORAM: S.K.SHAH, J.

DATED: 23rd November,2006..

P.C.:-

1. None for defendants though served by the plaintiff. The chamber summons is taken out by the plaintiff for bringing heirs of defendant no.5 on record. It appears that the defendants' Advocate

has given intimation to the plaintiff about the death of defendant no.5 by letter dated 23.8.2006 and the chamber summons has been taken out on 21.9.2006 which is within limitation. The chamber summons is, therefore, allowed in terms of prayer clause (a).

No order as to costs.

Amendment shall be carried out within two weeks from today.

Matter to come up after vacation for settlement.